

#### **DETAILED ACTION**

1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after Final Rejection. Since this application is eligible for continued Examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office Action has been withdrawn pursuant to 37 CFR 1.114.

Applicant's submission filed on 07/20/2009 has been entered.

2. Applicant's amendment, filed 07/20/2009, has been entered.

Claims 3-11, 14, 19 and 21-22 have been canceled.

Claims 1-2, 12-13, 15-18 and 20 are pending.

Claims 17-18 and 20 have been withdrawn from further consideration pursuant to 37 CFR 1.142(b) as being drawn to a nonelected Invention, there being no allowable generic or linking claim. Because applicant did not distinctly and specifically point out the supposed errors in the restriction requirement, mailed 03/03/2008, the election has been treated as an election without traverse (MPEP § 818.03(a)). Election was made in the reply filed on 06/03/2008.

3. The information disclosure statement (IDS) submitted on 02/27/2009 and 07/20/2009 has been considered by the examiner.

#### **EXAMINER'S AMENDMENT**

4. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Kimberly Bolin on 09/22/2009.

5. The claims has been amended as follows:

-- Claim 1 (currently amended): An isolated antibody which reduces the level of hyaluronan synthase (HAS) activity wherein said antibody specifically [[targets]] binds targeted antigen of SEQ ID NO: 25 within [[an]] HAS<sub>1</sub>. --

-- Claim 2 (currently amended): The isolated antibody of claim 1 wherein the HAS activity is selected from the group consisting of HAS1, HAS2 and HAS3 activity. --

-- Claim 15 (canceled) --

-- Claim 17 (canceled) --

-- Claim 18 (canceled) --

-- Claim 20 (canceled) --

6. The title has been amended as follows:

-- AN ANTIBODY THAT SPECIFICALLY BINDS HYALURONAN SYNTHASE --

#### ***Reasons for Allowance***

7. The following is an examiner's statement of reasons for allowance:

Applicant's amendment, filed 07/20/2009, in conjunction with Examiner's Amendment set forth herein, have obviated the previous rejections under 35 USC 102(b) and 103(a).

8. Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

9. Any inquiry concerning this communication or earlier communications from the examiner should be directed to SHARON WEN whose telephone number is (571)270-3064. The examiner can normally be reached on Monday-Thursday, 8:30AM-6:00PM, ALT. Friday, EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ram Shukla can be reached on (571)272-0735. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Sharon Wen/  
Examiner, Art Unit 1644  
September 29, 2009

/Phillip Gambel/  
Primary Examiner  
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September 29, 2009